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PATENT (S)

THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED

In re Application of:

Daniel J. McKernan et al.

FICE 0 3 2002

Serial No.:

10/039,857

Filing Date:

10/26/2001

Title:

METHOD AND APPARATUS FOR FIXING

A GRAFT IN A BONE TUNNEL

Group Art Unit:

3732

Attorney's Docket No.:

MIT-0246

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON:

JUNE 7, 2002

Assistant Commissioner for Patents

Washington, DC 20231

Sir:

JAMES A. SHERIDAN

(NAME OF ATTORNEY)

Jomes a. Sheridan 6/7/02

(SIGNATURE)

JUNE 7, 2002

NOTIFICATION OF ERROR IN PAYMENT OF FEE(S) AS A SMALL ENTITY

(37 C.F.R. § 1.28(c))

On October 26, 2001, the above-identified patent application was filed on the basis of Small Entity Status, which the Applicants asserted, and the filing fee was submitted on the basis of Small Entity Status.

The Applicants' status as a small entity was established in good faith, and the fees as a small entity were paid in good faith on October 26, 2001. It is now discovered that such status as a small entity was established in error.

07/03/2002 CNGUYEN 00000104 10039857

01 FC:101 02 FC:103 740.00 OP 90.00 OP Payment is attached for the sum of \$415.00, for the deficiency between the amount of the fees paid and the amount due.

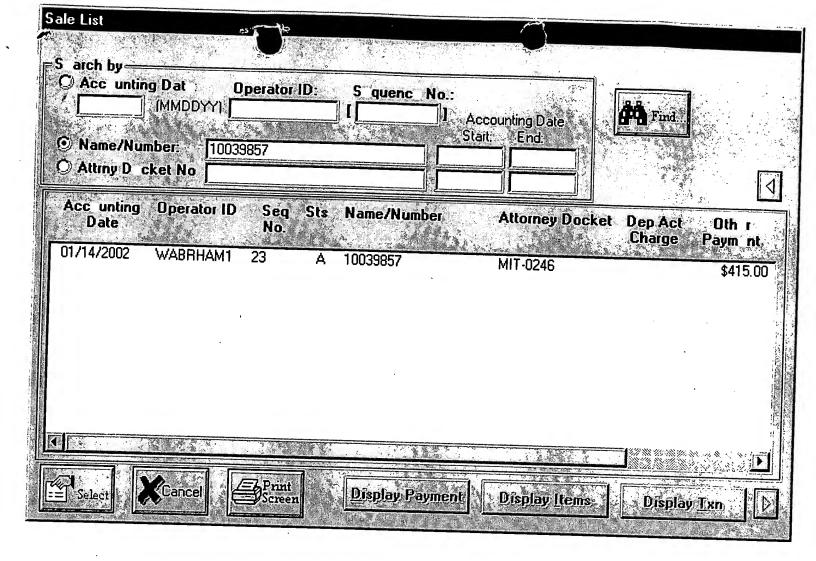
In the event that any additional fees may be required to be paid in connection with this submission, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

Respectfully submitted,

James a. Sheridan 6/7/02

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Adjustment date: 07/03/2002 CNGUYEN 01/14/2002 WARRHAM1 00000023 10039857 01 FC:201 -370.00 OP -45.00 OP